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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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#3

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/091,075	03/05/2002	Joachim Sallvin	P02,0062

26574
SCHIFF HARDIN & WAITE
6600 SEARS TOWER
233 S WACKER DR
CHICAGO, IL 60606-6473

CONFIRMATION NO. 6698

FORMALITIES LETTER



OC000000008394030

Date Mailed: 07/03/2002

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 06/07/2002 to the Notice to File Missing Parts (Notice) mailed 04/05/2002 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
 - Papers contain hand lettering.

A copy of this notice MUST be returned with the reply.

LMOGUS

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE TO NOTICE OF COMPLETE REPLY

APPLICANT: Joachim Sallvin
SERIAL NO.: 10/091,075 GROUP ART UNIT: 3761
FILED: March 5, 2002 CONFIRMATION NO. 6698
TITLE: "MECHANICAL BREATHING AID WITH ADAPTIVE
EXPIRATION CONTROL"

Assistant Commissioner for Patents,

Washington, D.C. 20231

S I R:

A Notice of Incomplete Reply dated July 3, 2002 (copy attached) stated that the reply filed on behalf of the Applicant on June 7, 2002 to the Notice to File Missing Parts was incomplete because it did not include a substitute specification in compliance with 37 C.F.R. §1.52. It is correct that the specification as filed with the original application papers included hand lettering, however, a substitute specification was submitted with the June 7, 2002 reply wherein the handwritten items were incorporated in the type written text. A copy of this substitute specification is again submitted herewith, together with a copy of the stamped return postcard indicating receipt of the original substitute specification with Applicant's June 7, 2002 reply.

In view of this evidence of the previous-submission of the Substitute Specification, Applicant respectfully submits the June 7, 2002 reply was, in fact, complete, and further respectfully submit that the Notice of Incomplete Reply was sent in error. No extension fee is therefore necessary.

If the Patent and Trademark Office disagrees, and believes that an extension fee is nevertheless required, the Commissioner is authorized to charge Deposit

08/08/2002 KZEWDIE 00000015-501519 10091075

01-FC:116 400.00 CH

Adjusted date: 07/10/2002 EEKUBAY1
08/08/2002 KZEWDIE 00000015 501519 10091075
01 FC:116 400.00 CR

Account No. 500519 for a two month extension fee in the amount of \$440.00, plus any additional fee as may be determined to be necessary. A duplicate copy of this page is submitted herewith.

Submitted by,

Steven H. Noll (Reg. 28,982)

SCHIFF, HARDIN & WAITE

CUSTOMER NO. 26574

Patent Department

6600 Sears Tower

233 South Wacker Drive

Chicago, Illinois 60606

Telephone: 312/258-5790

Attorneys for Applicant(s).

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on July 30, 2002.

Steven H. Noll
STEVEN H. NOLL

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**SUBMISSION OF SUBSTITUTE SPECIFICATION IN RESPONSE TO NOTICE TO
FILE CORRECTED APPLICATION PAPERS**

APPLICANT: Joachim Sallvin
SERIAL NO.: 10/091,075 GROUP ART UNIT: 3761
FILED: March 5, 2002 CONFIRMATION NO. 6698
TITLE: "MECHANICAL BREATHING AID WITH ADAPTIVE
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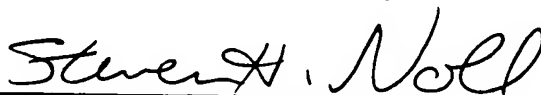
Assistant Commissioner for Patents,

Washington, D.C. 20231

S I R:

In response to the Notice dated April 5, 2002, (copy attached) Applicant herewith submits a substitute specification incorporating all of the handwritten changes which were included in the application as originally filed. A marked-up copy indicating the changes by bracketing and underlining is also enclosed, however, these changes are *not* amendments to the specification, since they were initialed and dated by the inventor on the same date as the Declaration was assigned. The changes are therefore considered to be included in the original content of the specification. The substitute specification does not contain any new matter.

Submitted by,



(Reg. 28,982)

SCHIFF, HARDIN & WAITE

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6600 Sears Tower

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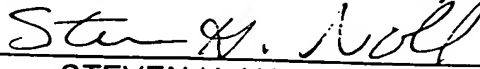
Chicago, Illinois 60606

Telephone: 312/258-5790

Attorneys for Applicant.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on May 31, 2002.



STEVEN H. NOLL

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